

JOHN D MITCHNER  
VS. 2018-001889  
ORLANDO DOMINIQUEZ LLAMEZ

Citation/Long Arm



14<sup>th</sup> Judicial District Court  
State of Louisiana  
Parish of Calcasieu

THE STATE OF LOUISIANA

TO: US TRANSPORT ENTERPRICE LLC  
THROUGH ITS REGISTERED AGENT JORGE REYES  
150 CATALINA DR  
CHATSWORTH, GA 30705

PURSUANT TO LOUISIANA  
LONG-ARM STATUTE


Defendant in said suit:

YOU ARE HEREBY CITED TO APPEAR before said Court, for said Parish, and to comply with the demand in the petition of JOHN D MITCHNER against you, certified copy of which petition accompanies this citation, or file your answers thereto in writing in the office of the Clerk of Court, at the Courthouse, in the City of Lake Charles, in said Parish, within thirty (30) days after the service hereof, under penalty of default.

ALL IN ACCORDANCE WITH THE CERTIFIED COPIES ATTACHED HERETO

Witness the Honorable Judges of said Court, at Lake Charles, Louisiana, this 7<sup>TH</sup> day of MAY 2018.

Issued and delivered May 17, 2018

  
Thomas Cole  
Deputy Clerk of Court

(PETITION FOR DAMAGES)

SERVICE INFORMATION

Received on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, and on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_, served the above named party as follows:

PERSONAL SERVICE on the party herein named \_\_\_\_\_

DOMICILIARY SERVICE on the party herein named by leaving the same at his domicile in the parish in the hands of \_\_\_\_\_, a person apparently over the age of seventeen years, living and residing in said domicile and whose name and other facts connected with this service, I learned by interrogating the said person, said party herein being absent from his residence at the time of said service.

RETURNED:

PARISH OF \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_


SERVICE \$ \_\_\_\_\_

BY: \_\_\_\_\_  
Deputy Sheriff

MILEAGE \$ \_\_\_\_\_

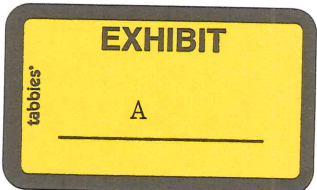
TOTAL \$ \_\_\_\_\_

Party No. P001

A TRUE COPY  
Lake Charles, Louisiana  
  
Deputy Clerk of Court  
Calcasieu Parish, Louisiana



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Case Number: 2018-001889  
Document Name: Citation/Long Arm



JOHN D. MITCHENER )

VERSUS )

ORLANDO DOMINIQUEZ-LLAMEZ )  
and US TRANSPORT ENTERPRICE )  
LLC )CIVIL DOCKET NO. 2018-1889 B

JUDICIAL DISTRICT COURT

CALCASIEU PARISH, LOUISIANA

FILED: \_\_\_\_\_

MAY 07 2018

Carol B. LeBlanc  
DEPUTY CLERK

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PETITION FOR DAMAGES

The petition of JOHN D. MITCHNER, (hereinafter referred to as "Petitioner") a person of the full age of majority and a resident of Calcasieu Parish, Louisiana, respectfully represents:

1.

Made defendants herein are ORLANDO DOMINIQUEZ-LLAMEZ (hereinafter referred to as "DOMINGUEZ-LLAMEZ") and US TRANSPORT ENTERPRICE, LLC (hereinafter referred to as "US TRANSPORT"). Dominguez-Llamez is an individual who resides in Dalton, Georgia and may be served with process at 703 Hampton Drive, Dalton, Georgia 30720. US Transport is a foreign, for-profit, limited liability company with its principal place of business in Chatsworth, Georgia and may be served with process by serving its registered agent, Jorge Reyes, at 150 Catalina Dr., Chatsworth, Georgia 30705.

2.

Defendants herein owe petitioner damages for injuries received by petitioner on or about the 1<sup>st</sup> day of June 2017 for an automobile collision that occurred on Hwy 3063 in Vinton, Louisiana in Calcasieu Parish.

3.

On or about June 1, 2017, Dominguez-Llamez was employed with US Transport as a commercial truck driver. On said date, Dominguez-Llamez was operating a 2004 Freightline commercial truck and hauling a 1999 box trailer in Vinton Louisiana in the course and scope of his employment with US Transport.

4.

On or about June 1, 2017, Dominguez-Llamez was traveling on the westbound Interstate 10 exit # 7 when Dominguez-Llamez failed to stop at a stop sign or failed to yield the right of way to the traffic located on LA 3063 West Street. As a result, Dominguez-Llamez struck the vehicle



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driven by Petitioner. Additionally, the collision occurred because of Dominguez-Llamez' failure to exercise due care and failure to keep a proper lookout. Petitioner sustained bodily injuries and damage to his property as a result.

5.

US Transport failed to hire competent drivers to operate its commercial tractor-trailers. US Transport failed to properly train and supervise Dominguez-Llamez before entrusting him to operate a tractor-trailer. As a result, Dominguez-Llamez was driving US Transport's tractor-trailer without the necessary skill and expertise, resulting in the subject collision and injuries to Petitioner.

5.

The damages caused herein and suffered by the petitioner were caused solely and exclusively by the actions and omissions of defendants, Dominguez-Llamez and US Transport. The petitioner was not at fault or in any way caused the subject collision.

6.

Petitioner herein, JOHN D. MITCHENER, sustained the following non-exclusive damages, as a direct result of the negligence of the defendants, Dominguez-Llamez and US Transport.

The petitioner, in the following non-exclusive particulars, to-wit:

- (a) Physical pain and suffering (past, present, and future);
- (b) Impairment (past, present, and future);
- (c) Loss of enjoyment of life (past, present, and future);
- (d) Loss of income (past, present, and future);
- (e) Grief and Mental anguish (past, present, and future);
- (f) Medical bills (past, present, and future); and
- (g) All other damages to be proven at the trial of this matter.

WHEREFORE, PETITIONER HEREIN PRAYS that defendant herein be served with a copy of this petition, after due proceedings had, there be judgement herein, in favor of petitioner against the defendants, Dominguez-Llamez and US Transport for all sums that are just and equitable in the premises.

7.

Petitioner respectfully requests a trial by jury.

Respectfully submitted,  
THE BRASHER LAW FIRM, PLLC

BY: 

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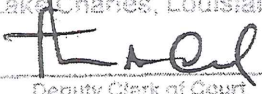
Attorneys for JOHN D. MITCHENER

SERVICE INFORMATION: Please serve the defendant immediately as per the service instruction set forth in paragraph one (1) of the Petition for Damages.

A TRUE COPY

Lake Charles, Louisiana

MAY 17 2018

  
Deputy Clerk of Court  
Calcasieu Parish, Louisiana